

OGC HAS REVIEWED.

TO : Chief, FE

25X1A

FROM : Senior Representative, [REDACTED]

SUBJECT: General - Administrative - Personnel

Specific - KUBARK Liability and Insurance Coverage Afforded in
Certain Types of Air Travel

25X1A 1. The matter of travel by employees and their dependents within [REDACTED] has given rise to many questions which cannot readily be answered in the field. It is requested that a legal opinion be obtained on the questions presented below and that we be advised in detail of the opinion given.

25X1A 2. For your information, these questions have developed as a result of travel being performed on PCS and TDY on military aircraft assigned to KUBARK; travel being performed on PCS, TDY and leave on chartered or unscheduled flights of [REDACTED] and travel being performed on PCS, TDY, and leave on MATS and other military aircraft.

3. Clarification is requested on the following points:

a. What is the liability of KUBARK to employees or their estates in the event of accidents which lead to permanent disability or fatalities?

b. What limitations, if any, are known to exist in coverage afforded by standard policies issued by commercial life insurance companies?

c. What limitations, if any, do policies issued by the War Employees Protective Association contain regarding travel described in paragraph 2 and under the conditions presented in paragraph 4 a, c, and d.

4. It is requested that the questions posed in paragraph 3 above be answered:

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a. In respect to travel by Staff Employees on unscheduled or chartered flights for the purpose of PCS, TDY, or leave.

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b. In respect to travel by dependents on unscheduled or chartered flights on PCS or leave in the company of an employee.

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c. In respect to travel by employees and dependents on KUBARK assigned military aircraft for the purpose of PCS or TDY.

d. In respect to travel by civilian employees on non-KUBARK military aircraft for the purpose of PCS, TDY, or leave (R & R).

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5. What effect, if any, will there be upon the liability of KUBARK if a fee, nominal or otherwise, is charged for leave-travel on [REDACTED] or other unscheduled or chartered flights?

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6. Can it be determined whether or not a waiver with a "hold-harmless" clause will relieve KUBARK of liability where travel is performed on [REDACTED] or other unscheduled or chartered flights?

7. Prompt attention to this matter will be appreciated.

/s/

25X1A [REDACTED]

18 September 1953

Distribution:

3 - Headquarters

2 - Senior Representative, [REDACTED]

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